

Modified FORM PTO 1390 US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE
(09-2008)

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. § 371

ATTORNEY DOCKET NUMBER
2006_0286A

U.S. APPLICATION NO.
(if known, see 37 CFR 1.5)
10/570,133

International Application No.
PCT/JP2004/012638

International Filing Date
September 1, 2004

Priority Date Claimed
September 1, 2003

Title of Invention
BETA-HYDROXY SHORT TO MEDIUM CHAIN FATTY ACID POLYMER

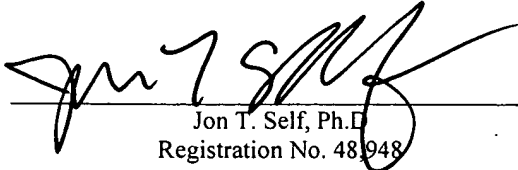
Applicant(s) For DO/EO/US
Kazunari USHIDA et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a FIRST submission of items concerning a filing under 35 U.S.C. §371.
2. ☒ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. §371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. §371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. §371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau as indicated on the attached form PCT/IB/308.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. §371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3)).
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19.
9. ☐ An executed oath or declaration of the inventor(s) (35 U.S.C. §371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)).

Items 11. to 14. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
Name of Assignee:
13. ☐ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☒ Other items or information:
 - English translation of International Preliminary Report on Patentability

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/570,133		INTERNATIONAL APPLICATION NO. PCT/JP2004/012638		ATTORNEY DOCKET NO. 2006 0286A	
15. <input type="checkbox"/> The following fees are submitted				CALCULATIONS	PTO USE ONLY
Basic National Stage Fee \$					
National Stage Search Fee (International Search Report provided - 37 CFR 1.492(b)(2)) \$					
National Stage Examination Fee \$					
Specification/Drawings in excess of 100 pages (units of 50 x \$270.00) = \$					
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
Claims	Number Filed	Number Extra	Rate		
Total Claims	-20 =		x \$52.00	\$	
Independent Claims	- 3 =		x \$220.00	\$	
Multiple dependent claim (s) (if applicable)			+ \$390.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$	
<input type="checkbox"/> Small Entity Status is hereby asserted. Above fees are reduced by 1/2.				\$	
SUBTOTAL =				\$	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property				\$	
TOTAL FEES ENCLOSED =				\$	
				Amount to be refunded	\$
				Amount to be charged	\$
a. <input type="checkbox"/> A check in the amount of \$ to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Credit Card No. 4264 0780 0000 1072 in the amount of \$_____ to cover the above fees. (Credit Card Payment Form/Forms Enclosed) c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>23-0975</u> .					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
19. CORRESPONDENCE ADDRESS CUSTOMER NO. <div style="font-size: 24pt; font-weight: bold;">00513</div>			By:  <div style="text-align: center;"> Jon T. Self, Ph.D. Registration No. 48948 </div> <div style="text-align: center; margin-top: 10px;"> WENDEROTH, LIND & PONACK, L.L.P. 1030 15th Street, N.W., Suite 400 East Washington, D.C. 20005-1503 Phone:(202) 721-8200 Fax:(202) 721-8250 </div> <div style="text-align: center; margin-top: 20px;"> October 1, 2009 </div>		

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.